IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In re Application of: | | Examiner: | Unknown | |
|------------------------------|---|-----------------------|---|--|
| | Robert F. Terry | | | |
| Serial No.: | Unknown | Art Unit: | Unknown | |
| Filed: | Herewith | | | |
| Title: | SYSTEM AND METHOD : CONTROL OF NETWORK | | | |
| | COMBINED POV DECLARATION F | | | |
| As a below na | amed inventor, I hereby declare that: | | | |
| My residence | , post office address and citizenship ar | e as stated below ne | ext to my name, | |
| | ural names are listed below) of the sul | | sted below) or an original, first and joint s claimed and for which a patent is sought on | |
| Syste | m and Method for Real Time M | Ionitoring and Co | ontrol of Networked Computers | |
| the specificat | ion of which | | | |
| is att | ached hereto | | | |
| OR | | | | |
| | filed onlication Number | as United States | Application Number or PCT International | |
| and and | was amended on(if applicable) | | | |
| | that I have reviewed and understand tended by any amendment referred to a | | pove-identified specification, including the | |
| | e the duty to disclose information whi ith Title 37, Code of Federal Regulation | | patentability of this application in | |
| I hereby clain listed below. | n the benefit under Title 35, United St | ates, §119 (e) of any | United States provisional application(s) | |
| | 60/194,895 | | April 6, 2000 | |
| | (Application Number) | | (Filing Date) | |
| | (Application Number) | | (Filing Date) | |

Attorney Docket No.: 52723.00004

I hereby claim foreign priority benefits under Title 35, United States Code, §119 (a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365 (a) of any PCT international application(s) which designated at least one country other than the United States of America, listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) having a filing date before that of the application(s) of which priority is claimed:

| (Application Number) | (Filing Date) | | |
|----------------------|---------------|--|--|
| (Application Number) | (Filing Date) | | |
| (Application Number) | (Filing Date) | | |

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT UNDER 35 U.S.C. 120

| U.S. APPLICATIONS | | | STATUS (Check one) | | | |
|----------------------------------|--------------------------------|------------------------------------|--------------------|---------|-----------|--|
| U.S. APPLICATION NUMBER | U.S. FILI | NG DATE | PATENTED | PENDING | ABANDONED | |
| PCT APPLICAT PCT APPLICATION NO. | IONS DESIGNATI PCT FILING DATE | U.S. SERIAL NUMBERS ASSIGNED | | | | |
| | | (if any) | | | | |

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or Agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Marc A. Sockol, Reg. No. 40,823; Daryl C. Josephson, Reg. No. 37,365; Arnold de Guzman, Reg. No. 39,955, Cameron Kerrigan, Reg. No. 44,826; Patrick D. Benedicto, Reg. No. 40,909; David B. Abel, Reg. No. 32,394; Nathan Lane, Reg. No. 43,738; Lorinda Howland, Reg. No. 42,671; Michael Lechter, Reg. No. 27,350; David Koo, Reg. No. 46,839; David Rogers, Reg. No. 38,287; William Bachand, Reg. No. 34,980; Aaron Wininger, Reg. No. 45,229; Paul A. Durdik, Reg. No. 37,819; Paul J. Meyer 47,791; Victoria L. Nicholson, Reg. No. 47,823; and Fariba Sirjani, Reg. No. 47,947.

PATENT

Attorney Docket No.: 52723.00004

Please direct all correspondence to: Arnold M. de Guzman

Squire, Sanders & Dempsey L.L.P.

600 Hansen Way

Palo Alto, CA 94304-1043

Direct Phone Calls To:

Arnold M. de Guzman, 650-856-6500

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

| Robert | F | <u>Terry</u> |
|--------------------|---|--|
| First | Middle | Last Name |
| • | | |
| ake Shore Drive, C | old Hickory, TN 37138 | |
| y) Tennessee, U.S | S.A | |
| 387 Lake Shore | Drive, Old Hickory, TN | (Zip Code) <u>37138</u> |
| ure | | Date |
| | First Ake Shore Drive, C Y) Tennessee, U. 387 Lake Shore | First Middle Ake Shore Drive, Old Hickory, TN 37138 Y) Tennessee, U.S.A 387 Lake Shore Drive, Old Hickory, TN |